

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

JAMES H. RAMSEY, JR. and	:	Case No. 16-23742-TPA
SANDRA L. RAMSEY	:	Chapter 13
<i>Debtors.</i>	:	
 RONDA J. WINNECOUR,	:	 Related to Doc. No. 107, 118, 137
CHAPTER 13 TRUSTEE,	:	
<i>Movant,</i>	:	
v.	:	
U.S. BANK NATIONAL	:	Hearing: Dec. 12, 2018 at 12:30 P.M.
ASSOCIATION, NOT IN ITS	:	
INDIVIDUAL CAPACITY BUT	:	
SOLELY AS TRUSTEE FOR THE	:	
RMAC TRUSTE SERIES 2016-	:	
CTT,	:	
<i>Respondent.</i>	:	

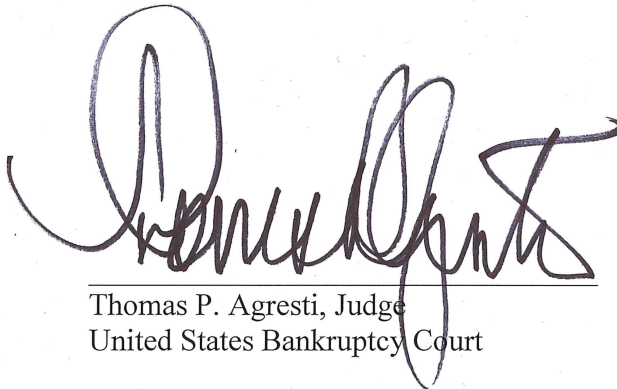
ORDER

On November 14, 2018 a hearing was held on the *Trustee's Motion to Preclude Postpetition Mortgage Fees, Expenses and Charges* (Doc. 39) ("Objection"), *Response of Quicken Loans, Inc. to Trustee's Objection to Notice of Post-Petition Mortgage Fees, Expenses, and Charges* (Doc. 118) ("Response"), and *Motion to Withdraw Notice of Post-Petition Mortgage Fees, Expenses, and Charges Dated September 19, 2017* (Doc. 137) ("Motion to Withdraw"). The Court is more than simply disappointed that Atty. Kelly filed the *Response* which attempts to relitigate issues already decided by this Court in Orders entered in the matters of *In re Dworek 16-10705-TPA*, *In re Jones 16-21890-TPA*, and *In re Hojdila 16-23542-TPA* – the Court is offended.

Atty. Kelly has previously been made aware of the Court's position on these issues, and its belief that the allegations asserted in his *Response* are inappropriate. At the time the Orders were entered in *Dworek*, *Jones*, and *Hojdila*, the Court noted that Atty. Kelly and his firm were

dangerously close to committing Rule 9011 sanctions. Atty. Kelly's attempt to withdraw his *Response* and then failure to personally appear at the November 14th hearing to argue the merits of the withdrawal in light of the previous allegations raised, is a further example of a course of his and his firm's indifference to the prior orders of this Court, which quite frankly, may have resulted in crossing the "Rule 9011 line." Therefore,

AND NOW, this 19th day of **November, 2018**, for the reasons stated at the hearing held on November 14, 2018 and above, it is hereby **ORDERED, ADJUDGED** and **DECREED** that the hearing on the *Trustee's Motion to Preclude Postpetition Mortgage Fees, Expenses and Charges* (Doc. 107) ("Motion") is continued to **December 12, 2018** at **12:30 P.M.** in Courtroom "C," 54th Floor U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA. **Atty. Steven Kelly** shall **personally appear**.



Thomas P. Agresti, Judge
United States Bankruptcy Court

Case administrator to serve:

Debtor
Steven Kelly Esq., Esq.
Ronda Winnecour, Chapter 13 Trustee
Dennis Spyra, Esq.
U.S. Trustee

Gary Darr, Esq.

Imaged Certificate of Notice Page 3 of 3

United States Bankruptcy Court
Western District of PennsylvaniaIn re:
James H. Ramsey, Jr.
Sandra L. Ramsey
DebtorsCase No. 16-23742-TPA
Chapter 13**CERTIFICATE OF NOTICE**

District/off: 0315-2

User: dkam
Form ID: pdf900Page 1 of 1
Total Noticed: 2

Date Rcvd: Nov 20, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on
Nov 22, 2018.

db/jdb

James H. Ramsey, Jr., Sandra L. Ramsey, 6001 Roslyn Street, McKeesport, PA 15135-1128
+Gary Darr, Esq., McGrath McCall, P.C., Four Gateway Center, Suite 1040,
444 Liberty Avenue, Pittsburgh, PA 15222-1220Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Nov 22, 2018

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 20, 2018 at the address(es) listed below:

Christopher M. McMonagle on behalf of Creditor U.S. Bank Trust National Association, as
Trustee of the SCIG Series III Trust cmcmonagle@sterneisenberg.com, bkecf@sterneisenberg.com
Dennis J. Spyra on behalf of Joint Debtor Sandra L. Ramsey attorneyspyra@dennisspyra.com,
deborah@dennisspyra.com/missdebrastone@msn.com
Dennis J. Spyra on behalf of Debtor James H. Ramsey, Jr. attorneyspyra@dennisspyra.com,
deborah@dennisspyra.com/missdebrastone@msn.com
James Warmbrodt on behalf of Creditor U.S. Bank National Association, not in its individual
capacity but solely as trustee for the RMAC Trust, Series 2016-CTT bkgroup@kmlawgroup.com
Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteewdpa.com
Ronda J. Winnecour on behalf of Trustee Ronda J. Winnecour cmecf@chapter13trusteewdpa.com
S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpggh.com,
srk@sjwpggh.com; PNGbankruptcy@peoples-gas.com
Steven P Kelly on behalf of Creditor U.S. Bank Trust National Association, as Trustee of the
SCIG Series III Trust skelly@sterneisenberg.com

TOTAL: 9